IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELALTE SIDE

CONTEMPT PETITION NO.344 OF 2005

Shri Kallu Ashiq Alishaikh. ...Petitioner.

Vs.

F.E. Dinshaw Charities & Ors. ...Respondents.

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Mr.Manoj Kumar Panday for the Petitioner.
Mr. P. N. Modi with Mr. M.C. Thakkar i/b. S.B. Amin Respondent No.1.
Mr. Pravin Samdani with K.D. Abhichandani i/b. M/s. K. Raheja for Respondent No.3.

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CORAM : DR. D.Y. CHANDRACHUD, J.

December 7, 2005.

P.C.:

The prayer in the contempt motion is for taking action under Order 39 Rule 2A of the Code of Civil Procedure, 1908. The remedy of the Petitioner lies before the City Civil Court which had passed an order of ad-interim injunction which forms the basis of this petition. The Contempt Petition is dismissed without the expression of any opinion on merits of the case, leaving it open to the Petitioner to move the City Civil Court.

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